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IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

W. P. (S) No. 6678 / 2006

PETITIONERS

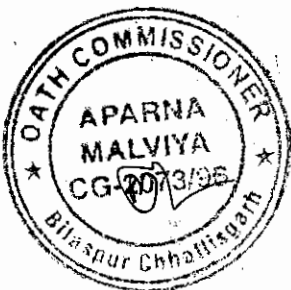
- : 1. Hira Lal Karsh, S/o Shri Duj Ram Karsh, aged about 36 Years Assistant Teacher, Govt. Middle School, Birgahni (Champa) Block Baloda, Distt. Janjgir Chapma (C.G.)
2. Sani Kumar Chandra, S/o. Shri Ram Dulare Chandra, aged about 35 Years, Assistant Teacher, Govt. Girls Middle School - Sivni (Champa), Block Baloda Distt. Janjgir Chapma (C.G.)
3. Indra Singh Chandra, S/o Shri Gokul Prasad Chandra, aged about 35 Years Assistant Teacher, Govt. Primary School Mukta Block Jaijaipur, Distt. Janjgir Chapma (C.G.)
4. Ram Dayal Dadsena, S/o Shri Firtu Ram Dadsena, aged about 36 Years Assistant Teacher, Govt. Primary School, Bharda Block Bamhnidih, Distt. Janjgir Chapma (C.G.)
5. Pawan Kumar Sahu, S/o Shri Aghori Ram Sahu, aged about 36 Years Assistant Teacher, Govt. Hr.S. School, Choriya Block Bamhnidih, Distt. Janjgir Chapma (C.G.)

P.R. No. 6001/06
Presented by: Anil Singh
dated: 27.11.06

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27/11/06
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6. Sant Ram Sahu, S/o Shri Kartik Ram Sahu, aged about 34 Years Assistant Teacher, Govt. Primary School, Darang Block Bamhnidih, Distt. Janjgir Chapma (C.G.)
7. Timan Lal Chandra, S/o Shri Bindu Lal Chandra, aged about 37 Years Assistant Teacher, Govt. Primary School, Basantpur Block Bamhnidih, Distt. Janjgir Chapma (C.G.)
8. Anil Kumar Pandey, S/o Shri Kaleshwar Prasad Pandey, aged about 36 Years Assistant Teacher, Govt. Primary School, Akaltari Block Navagarh, Distt. Janjgir Chapma (C.G.)
9. Barson Pratap Singh Gond, S/o Shri Upasu Singh Gond, aged about 36 Years Assistant Teacher, Govt. Primary School, Birgahni (B) Block Baloda, Distt. Janjgir Chapma (C.G.)
10. Krishan Kumar Kashyap, S/o Shri S.R.Kashyap, aged about 36 Years Assistant Teacher, Govt. Primary School, Katra Block - Baloda, Distt. Janjgir Chapma (C.G.)
11. Santosh Kumar Yadav, S/o Shri Parmeshwar Prasad Yadav, aged about 36 Years Assistant Teacher, Govt.Hr. S. School, Birra Block - Bamhnidih, Distt. Janjgir Chapma (C.G.)



(3)

12. Parmeshwar Rathore, S/o Shri Ayodya Prasad, aged about 35 Years Assistant Teacher, Govt. Girls Middle School, Baradwar Block - Bamhnidih, Distt. Janjgir Chapma (C.G.)
13. Mohan Lal Yadav, S/o Shri Boti Lal Yadav, aged about 36 Years Assistant Teacher, Govt. Middle School, Sarher Block - Bamhnidih, Distt. Janjgir Chapma (C.G.)
14. Lav Kumar Khuosik, S/o Shri Ram Jag, aged about 36 Years Assistant Teacher, Govt. Middle School, Bhaistara Block - Akaltara, Distt. Janjgir Chapma (C.G.)

VERSUS

RESPONDENTS

1. State of Chhattisgrh, Through - The Secretary Department of Education D.K.S. Bhawan Raipur (C.G.)
2. Director, Public Instruction, Chhattisgarh Govt. Raipur
3. District Education Officer, Distt. Janjgir Champa (C.G.)



WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF SUITABLE WRIT, WRITS, DIRECTION ETC. TO DO JUSTICE IN THE MATTER.

The petitioner above named most respectfully submits as under:-

मामला क्रमांक W.P.C.D. 6678 सन् 200 6

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>06.12.2006</u> Shri A.S. Rajput, learned counsel for the petitioners. Shri Vinay Pandey, learned P.L. for the State/respondents. By this petition under Articles 226/227 of the Constitution of India, the petitioners seek a direction to the respondents to pay the increments and seniority on the basis of the date of their initial appointment in the light of the decision rendered by the learned State Administrative Tribunal, Jabalpur in Original Application No. 1452/1998 (Harish Chandra Singh and others Vs. State of M.P. and others) dated 31.1.2000 2. Learned counsel appearing for the petitioners placed on record copy of the order dated 3rd October 2006 passed by this Court in Writ Petition (S) No. 5191/2006 (Har Prasad Kurre and others Vs. State of Chhattisgarh and others) and submits that the petitioners are similarly situated, therefore, the similar order may be passed. 3. The case of the petitioners is that they were appointed as Assistant Teacher in the School Education Department on probation for a period of two years with the fixed salary. However, later on, after completion of two years' probation, the petitioners were regularized but, they were not given the regular pay scale. Other similarly situated teachers moved the State Administrative Tribunal, Jabalpur for regular pay-scale, wherein learned Tribunal vide order dated 31.1.2000 allowed the same. The petitioners made several representations to accord the same treatment as they were also similarly situated, but, the respondents have not paid any heed. Thus, this petition.	

मामला क्रमांक सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
plar	4. Learned counsel for the petitioners submits that the petitioners may be allowed to make a representation to respondent No.1 to give similar treatment to the petitioners and same pay-scale which has been sanctioned to other similarly situated teachers on account of the order of the State Administrative Tribunal dated 31.1.2000, to which learned counsel for the respondent/State has no objection. 5. Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, in the opinion of this Court, the limited prayer made by learned counsel for the petitioners appears to be reasonable. Therefore, the petitioners are allowed to make a representation within a period of two weeks from today to respondent No.1, raising all their grievances and, in turn, respondent No.1 shall decide the said representations in an objective manner within a period of 30 days from the date of receipt of such representations, after considering all the points raised by the petitioners and taking into account the order dated 31.1.2000 passed by the learned State Administrative Tribunal in Original Application No. 1452/1998. 6. The writ petition is accordingly disposed of with the aforesaid direction. No order as to costs. 7. Certified copy as per rules.	Sd/- Dhirendra Mishra Judge

P.T.O.

12.12.14
23/11/14